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FINDLAW DAILY OPINION SUMMARIES U.S. 1ST CIRCUIT COURT OF APPEALS

Immigration Law

Ordonez-Quino v. Holder, No. 13-1215

A petition for review of a Board of Immigration Appeals' (BIA) decision affirming an Immigration Judge's (IJ) denial of petitioner's requests for asylum, withholding of removal, and protection under the United Nations Convention Against Torture, is granted, where the BIA's and IJ's determinations that petitioner did not demonstrate past persecution on account of a protected ground were not supported by substantial evidence.

Criminal Law & Procedure, Sentencing

US v. Suarez-Gonzalez, No. 13-1594

Defendant's sentence for multiple convictions involving the theft and/or conversion of postal money orders from the United States Postal Service (USPS) is affirmed, where: 1) the sentencing court did not err in applying the two-level enhancement for using a counterfeiting device; 2) the court appropriately considered the section 3553(a) factors; and 3) his twenty-one month sentence is substantively unreasonable.

Class Actions, Communications Law, Consumer Protection Law, Contracts, Media Law

Cooper v. Charter Communications, No. 13-1726

Dismissal of plaintiffs' putative class action alleging that defendant violated contractual, statutory, and common law duties by failing to provide credits to its customers for their loss of cable, internet, and telephone service during a storm is: 1) affirmed in part, where the district court properly exercised its jurisdiction under the Class Action Fairness Act; but 2) vacated in part, where the district court erred in granting defendant's motion to dismiss.